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मध्यप्रदेश राजपत्र

(असाधारण)

प्राधिकार से प्रकाशित

क्रमांक 298]

भोपाल, गुरुवार, दिनांक 18 जुलाई 2019—आषाढ़ 27, शक 1941

विधि और विधायी कार्य विभाग

भोपाल, दिनांक 18 जुलाई 2019

क्र. 12203-182-इक्कीस-अ-(प्रा.).—भारत के संविधान के अनुच्छेद 348 के खण्ड (3) के अनुसरण में, मध्यप्रदेश गौवंश वध प्रतिषेध (संशोधन) विधेयक, 2019 (क्रमांक 17 सन् 2019) का अंग्रेजी अनुवाद राज्यपाल के प्राधिकार से एतद्वारा प्रकाशित किया जाता है.

मध्यप्रदेश के राज्यपाल के नाम से तथा आदेशानुसार,
राजेश यादव, अतिरिक्त सचिव.

MADHYA PRADESH BILL

No. 17 of 2019

THE MADHYA PRADESH GOVANSH VADH PRATISHEDH (SANSKODHAN) VIDHEYAK, 2019

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2. Amendment of Section 2.
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MADHYA PRADESH BILL

No. 17 OF 2019

THE MADHYA PRADESH GOVANSH VADH PRATISHEDH (SANSHODHAN)
VIDHEYAK, 2019**A Bill further to amend the Madhya Pradesh Govansh Vadh Pratishedh Adhiniyam, 2004.**

Be it enacted by the Madhya Pradesh Legislature in the seventieth year of the Republic of India, as follows :—

Short title,	1. This Act may be called the Madhya Pradesh Govansh Vadh Pratishedh (Sanshodhan) Adhiniyam, 2019.
Amendment of Section 2.	2. In Section 2 of the Madhya Pradesh Govansh Vadh Pratishedh Adhiniyam, 2004 (No. 6 of 2004) (hereinafter referred to as the principal Act), in clause (g), for full stop, semi-colon shall be substituted and thereafter the following clause shall be added, namely:— “(h) words and expressions used herein and not defined but defined in the Indian Penal Code (No. 45 of 1860), shall have the meanings respectively assigned to them in that Act.”.
Insertion of Section 6C and 6D.	3. After Section 6-B of the Principal Act, the following Section shall be inserted, namely:— “6C. No person shall cause unlawfully any violence, injury or hurt to any person or property due to reason that such person has committed an offence under Section 4, 5 or 6. 6D. If any person including transporter wants to transport any cow progeny from other State into State of Madhya Pradesh, then he shall be required to take transit permit from Competent Authority of destination in such manner as may be prescribed.”.
Prohibition of violence, injury or hurt to any person or property.	
Grant of transit permit for transporting cow progeny from other State into Madhya Pradesh State.	
Amendment of Section 9.	4. After sub-section (2) of Section 9 of the principal Act, the following sub-sections shall be added, namely :— “(3) Whosoever contravenes the provision of Section 6C shall be punished with imprisonment of either description for a term which shall not be less than 6 months, but which may extend to 3 years and with fine which may extend to twenty five thousand rupees: Provided that if the said offence is committed by any person being a member of unlawful assembly, then such person shall be punished with imprisonment of either description for a term which shall not be less than one year but which may extend to 5 years and with fine which may extend to fifty thousand rupees: Provided further that the Court may, for adequate and special reasons to be recorded in the judgment, impose sentence of imprisonment for less than minimum sentence, specified. (4) Whoever abets the offence under Section 6C and the abetted act is committed as a result of abetment, such person shall be punished with the punishment as specified for the offence.

- (5) Whoever attempts to commit the offence under Section 6C shall be punished with imprisonment of either description for a term which may extend to half of the punishment specified for such offence.
- (6) Whoever having been previously convicted by court for an offence punishable under Section 6C is subsequently convicted for the same offence, then such person shall be punished with imprisonment of either description for a term which may extend to double of the punishment as specified for such offence.
- (7) The provisions of sub-section (3) to (6) shall be in addition to and not in derogation of the provisions of any other law for the time being in force."

5. Section 10 of the principal Act shall be numbered as sub-section (1) thereof and after sub-section (1) as so numbered, the following new sub-section shall be added, namely :—

“(2) The offence punishable under Section 6C shall be tried by the Court of Session.

**Amendment of
Section 10.**

STATEMENT OF OBJECTS AND REASONS

At present there is no provision in the Madhya Pradesh Govansh Vadh Pratishedh Adhiniyam, 2004 (No. 6 of 2004) for issuing of transit permit for transportation of cow progeny from other State into Madhya Pradesh State, due to this the persons who transport the cow progeny has to face difficulties in transportation of cow progeny. Therefore, it is proposed to insert a new Section 6D in the said Act regarding issuance of transit permit for transportation of the cow progeny so that the difficulties in transportation of cow progeny may be sorted out.

2. In order to prohibit violence, injury or hurt to any person or property in valid transportation of cow progeny a new Section 6C is proposed to be inserted and amendment of Section 9 and 10 are also proposed.

3. Hence this Bill.

Bhopal :
Dated the 8th July, 2019

LAKHAN SINGH YADAV
Member-in-Charge